

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Universities - Sri Padmavathi Mahila Viswavidyalayam, Tirupati – Permission to continue the post of Asst. Librarian in S.P.Mahila University, Tirupati in terms of judgement of Hon'ble High Court dt. 20.1.2010 in W.P.No.5605 of 2007 filed by Dr. K.Vijaya Lakshmi, Asst. Librarian – Rejected..

G.O.Rt.No. 273

Dated 15-04-2010

Read the following :

1. From the Registrar, SPMVV Lr.No. SPMVV/45/Estt/C/2007, dt. 2.2.2007.
2. From the Registrar, SPMVV, Lr.no. SPMVV/45/Estt/C/X Plan 2007, dt. 26.3.2007.
3. Government Lr.No. 1533/UE.I/A1/2007-1, dt. 11.4.2007.

ORDER:

Dr. K. Vijaya Lakshmi W/o Sri Saibaba, Asst. Librarian, S.P. Mahila Viswavidyalayam, Tirupathi has filed a W.P.No.5605 of 2007 in the Hon'ble High Court of A.P. praying for a Writ of Mandamus declaring the action of the Government in not according permission to continue the post of Asst. Librarian in the 2nd respondent University beyond X plan period in terms of the 2nd Respondent's letter Roc.No.SPMVV/456/Estt/C/2007, dated 2.2.2007 and with all other consequential benefits monetary or otherwise.

2. The Hon'ble High court heard both sides and stated in its order dated 20.1.2010 that a counter affidavit has been filed on behalf of the 2nd respondent-University stating that in view of the E.C. Resolution, the University has been addressing letters to the Principal Secretary to Government, Higher Education Department requesting to accord permission to the University to continue the post of Asst. Librarian beyond X plan by sanctioning of additional grant after five years i.e., 1.4.2004 and since there is no response from the Government, further steps could not be taken. Though no counter affidavit was filed on behalf of the first respondent i.e., Government, the learned Government Pleader for Higher Education submitted that since the representations made by the 2nd respondent – University are pending appropriate orders would be passed in accordance with law. The Hon'ble High Court of A.P. has ordered in W.P.No.5605/2007, dt. 20.1.2010 that having regard to the facts and circumstances and keeping in view that the proposals are pending before the 1st respondent i.e., Government, without expressing any opinion on merits, the writ petition has been disposed off with a direction for the 1st respondent to consider the request of the 2nd respondent University to accord permission in the matter.

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3. Government have already examined the proposal received from the Registrar, SPMVV in the reference 2nd read above, and informed to the Registrar, SPMVV vide Lr.No.1533/UE.I/A1/2007-1, dt. 11.4.2007 that it would not be feasible to accept the proposal of the Registrar, SPMVV since the UGC grant is limited only for the X plan period. Hence the question of continuance of any of these posts including the post of Asst. Librarian beyond 31.3.2007 does not arise. Therefore, the proposal was rejected and the same was communicated to the Registrar, Sri Padmavathi Mahila Viswavidyalayam, Tirupathi vide Lr.No.1533/UE.I/A1/2007-1, dt. 11.04.2007 and which was not brought to the notice of Hon'ble High Court by the 2nd Respondent.

4. The Government has examined, the matter once again in the light of the orders of the Hon'ble High Court in W.P.No.5605/2007, dt. 20.1.2010 and keeping in view of the circumstances stated above, decided that it would not be feasible to review the decision taken in the reference 3rd read above, since the UGC grant is limited only for the X plan period i.e., not beyond 31.3.2007.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**C.R.BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Registrar,
Sri Padmavathi Mahila Viswavidyalayam,
Tirupati.

Copy to Sri U.V.Singh, Advocate, "Vijaya Soudha", R.K.Nagar,
Masab Tank, Hyderabad. 500 028.

// FORWARDED BY ORDER //

SECTION OFFICER